

1-1 By: Huffman S.B. No. 330
 1-2 (In the Senate - Filed February 1, 2013; February 5, 2013,
 1-3 read first time and referred to Committee on Jurisprudence;
 1-4 March 4, 2013, reported adversely, with favorable Committee
 1-5 Substitute by the following vote: Yeas 5, Nays 0; March 4, 2013,
 1-6 sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8	X			
1-9	X			
1-10	X			
1-11	X			
1-12			X	
1-13	X			
1-14	X			

1-15 COMMITTEE SUBSTITUTE FOR S.B. No. 330 By: Hancock

1-16 A BILL TO BE ENTITLED
 1-17 AN ACT

1-18 relating to certain information to which a social study evaluator
 1-19 is entitled in a suit affecting the parent-child relationship;
 1-20 providing a criminal penalty.

1-21 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-22 SECTION 1. Subchapter D, Chapter 107, Family Code, is
 1-23 amended by adding Section 107.05145 to read as follows:

1-24 Sec. 107.05145. SOCIAL STUDY EVALUATOR ACCESS TO
 1-25 INVESTIGATIVE RECORDS OF DEPARTMENT OF FAMILY AND PROTECTIVE
 1-26 SERVICES; OFFENSE. (a) A social study evaluator is entitled to
 1-27 obtain from the Department of Family and Protective Services a
 1-28 complete, unredacted copy of any investigative record regarding
 1-29 abuse or neglect that relates to any person residing in the
 1-30 residence subject to the social study.

1-31 (b) Except as provided by this section, records obtained by
 1-32 a social study evaluator from the Department of Family and
 1-33 Protective Services under this section are confidential and not
 1-34 subject to disclosure under Chapter 552, Government Code, or to
 1-35 disclosure in response to a subpoena or a discovery request.

1-36 (c) A social study evaluator may disclose information
 1-37 obtained under Subsection (a) in the social study report only to the
 1-38 extent the evaluator determines that the information is relevant to
 1-39 the social study or a recommendation made under this subchapter.

1-40 (d) A person commits an offense if the person discloses
 1-41 confidential information obtained from the Department of Family and
 1-42 Protective Services in violation of this section. An offense under
 1-43 this subsection is a Class A misdemeanor.

1-44 SECTION 2. This Act takes effect September 1, 2013.

1-45 * * * * *